

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	ROBERTS et al)	ATTORNEY DOCKET:	40304772
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SERIAL NO.:	10/615,797)	GROUP ART UNIT:	1616
)		
FILED:	7/10/2003)	EXAMINER:	PRYOR, ALTON
)		NATHANIEL
TITLE:	METAL COMPOUNDS, MIXED OR SULPHATED, AS PHOSPHATE BINDERS			
DATE:	January 12, 2010		CUSTOMER NO.:	26565

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97(c)

Applicants hereby submit in accordance with 37 CFR §§ 1.97 - 1.98 as supplemented by MPEP § 609 copies of patents, publications and/or other information of which they are aware and which may be related to the examination of this application, and in respect of which there may be a duty to disclose under 37 CFR § 1.56. A list of all enclosed documents is provided in a Form PTO-1449, transmitted herewith.

Presentation of documents listed on enclosed Form PTO-1449 is not an admission that any listed document is prior art under the Patent Statutes and the right is reserved to antedate any material described in the listed documents by a showing under 37 C.F.R. § 1.131 or otherwise.

The information disclosure is being filed prior to the mailing of a final Office Action, in accordance with 37 CFR § 1.97(c)(1). In accordance with 37 CFR § 1.97(e)(2), Applicants further state no item cited herein was known for more than three months prior to the filing of this information disclosure statement. Accordingly, Applicants respectfully request that the statement be considered by the Office in the course of prosecution of the application. Applicants further submit that no fees are due in connection with this information disclosure statement. However, should a fee be required, please charge such fees to Deposit Account No. 13-0019.

Applicants respectfully state that enclosed references PL200957 and PL189716 were cited to a foreign office during the prosecution of a related application. Applicants understand that PL200957 is the national stage application of WO00/32189, which has been enclosed herewith, and PL189716 is the national stage application of WO97/48380, also enclosed herewith.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR §1.97(g)), an admission that the information cited is or is considered to be material to patentability, or that no other material information exists.

Respectfully submitted,

Dated: January 12, 2010

/Joseph A. Mahoney/

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Enclosures:

Form PTO-1449

Copies of cited documents